

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of Lowenstein et al.

Serial number: 10/553,686

Attorney Docket Number: 07410010aa

Filed: 04/15/2004 (~~IPD~~)

Group Art Unit: unassigned

Examiner: unassigned

For: ***"INHIBITORS OF N ETHYLMALAMIDE SENSITIVE FACTOR"***

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS

Commissioner for Patents

PO Box 1450

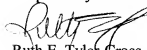
Alexandria VA 22313-1450

Dear Sir:

A Notification of Missing Requirements for the above-referenced US patent application was mailed on 08/04/2006. In the Notification, under "Summary of Fees Due", there is an indication that \$180 is due for a "multiple dependant claim surcharge". **This is incorrect.**

The application as filed contains 53 claims. Of these, claims 1, 7, 14, 19, 26, 33, 40 and 46 are independent. The dependent claims of the application, and an indication of their dependency, are as follows: claims 2-6 depend on claim 1; claims 8-13 depend on claim 7; claims 15-18 depend on claim 14; claims 20-25 depend on claim 19; claims 27-32 depend on claims 26; claims 34-39 depend on claim 33 (see preliminary amendment filed herewith); claims 41-45 depend on claim 40; and claims 47-53 depend on claim 46. Applicant notes that all dependent claims are accounted for in this list, and that none of them are multiple dependent claims. Therefore, Applicant respectfully submits that no fee is due for a multiple dependent claims surcharge, since there are no multiple dependent claims in the application.

Respectfully submitted,



Ruth E. Tylek-Cross

Registration No. 45,922



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/553,686	Charles Lowenstein	07410010AA

INTERNATIONAL APPLICATION NO.	
PCT/US04/11655	
IA FILING DATE	PRIORITY DATE

30743

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 11491 SUNSET HILLS ROAD
 SUITE 340
 RESTON, VA 20190



CONFIRMATION NO. 2022

371 FORMALITIES LETTER



OC000000019889392

Date Mailed: 08/04/2006

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 10/17/2005
- Oath or Declaration filed on 10/17/2005
- Request for Immediate Examination filed on 10/17/2005
- U.S. Basic National Fees filed on 10/17/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Additional claim fees of \$205 as a small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.
- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$205 for a Small Entity:

- Total additional claim fee(s) for this application is \$ 205

- \$25 for 34 total claims over 20.
- \$180 for multiple dependent claim surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

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PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/553,686	PCT/US04/11655	07410010AA